

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

EDWIN JAMES BITTNER)	
)	
Plaintiff,)	
)	
v.)	CIVIL ACTION NO. 04-12465MLW
)	
OPTOS, INC.,)	
)	
Defendant.)	
)	

JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1

Pursuant to Rule 16.1(D) of the Local Rules of the United States District Court for the District of Massachusetts, Plaintiff Edwin J. Bittner (“Bittner”) and Defendant Optos, Inc. (“Optos”) submit the following Joint Statement:

I. The parties propose the following schedule for this litigation:

May 31, 2005	Exchange of Automatic Discovery
November 30, 2005	All written discovery served
November 30, 2005	Deadline to Amend Pleadings and Add Parties
November 30, 2005	Rule 26(a)(2)(B) Expert Disclosure by Plaintiff
December 30, 2005	All non-expert discovery completed (including depositions and written discovery)
December 30, 2005	Rule 26(a)(2)(B) Expert Disclosure by Defendant
January 31, 2006	Expert Depositions and Discovery, if any, completed
February 28, 2006	Dispositive Motions filed
March 31, 2006	Opposition to Dispositive Motions filed
April 28, 2006	Pretrial Conference (or after dispositive motions are ruled on by the Court)

II. Other Matters Pursuant to Rule 16.1:

- a. Optos does not consent to trial by a Magistrate Judge at this time.
- b. Bittner presented a written settlement proposal to Optos. Counsel for Optos conferred with Optos regarding Bittner's proposal.
- c. Certifications under Local Rule 16(D)(3) were filed with the Court with copies being sent to the parties on even date herewith.

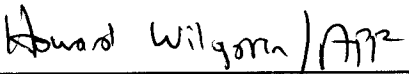
Respectfully Submitted,


EDWIN JAMES BITTNER

OPTOS, INC.,

By his attorneys,

By its attorneys,


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Dated: April 29, 2005

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon the attorney on record for each other party by mail on this 29th day of April, 2005.

Dated: April 29, 2005


Adam P. Forman